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In re Application of:	:	
Nakahara, Norihiko et al	:	
Serial No. 10/537,775	:	
Filed: Jun. 6, 2005	:	DECISION ON PETITION
Docket: 07409.0041-00000	:	UNDER 37 CFR § 1.181
Title:	:	
HOLLOW GOLF CLUB HEAD	:	

This is a decision on the petition to withdraw the holding of abandonment filed on Mar. 11, 2008. The petition is being considered as a petition pursuant to 37 CFR 1.181(a). No fee is required. The petitioner requests a withdrawal of the holding of abandonment.

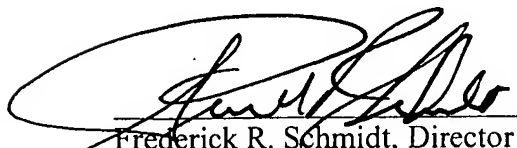
The petition is **GRANTED**.

The present application was held abandoned for failure to timely respond to the Non-Final Rejection mailed on Aug. 13, 2007 which set forth a three-month period for reply. Notice of abandonment was mailed on Feb. 5, 2008.

Petitioner asserts that a timely response to the Non-Final Rejection was received on Feb. 13, 2008. The petitioner has supplied a copy of the amendment as well as a copy of an acknowledgement post-card receipt indicating a receipt date of Feb. 13, 2008. There was a petition of three-month extension of time fee paid according to USPTO Palm system. Furthermore, there was a copy of the response scanned in the IFW file dated Feb. 13, 2008.

As the petitioner has provided convincing evidence that a timely reply to the Non-Final Office action was received on Feb. 13, 2008, there is no abandonment in fact. Any inconvenience or delay caused to applicant is regretted.

In view of the above, the Notice of Abandonment mailed Feb. 25, 2008 is in error and is hereby vacated. The holding of abandonment is withdrawn. This application is being forwarded to the examiner in Art Unit 3711 for appropriate action.

  
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Frederick R. Schmidt, Director  
Technology Center 3700